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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s):

Eilaz Babaev

Examiner: Not Yet Assigned

Serial No.:

09/669,312

Group: Art Unit: 3764

Filed:

September 25, 2000

Docket: 1177-11 (24149-10)

For:

ULTRASONIC METHOD

Dated: April 23, 2002

AND DEVICE FOR WOUND

TREATMENT

Commissioner for Patents Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to Applicant(s) duty of disclosure, the information listed in the attached form PTO-1449 is brought to the attention of the Examiner. Copies of the listed items are enclosed.

The citation of the listed items is not a representation that they constitute a complete or exhaustive listing of the relevant art or that the references are prior art. The items

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Commissioner for Patents, Washington, D.C. 20231 on April 23, 2002.

Dated: April 23, 2002

Adrienne Fagan

listed are submitted in good faith, but are not intended to substitute for the Examiner's search. It is hoped, however, that in addition to apprising the Examiner of these particular items, they will assist in identifying fields of search and in making as full and complete a search as possible. The filing of this information disclosure statement is not an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

- [] This information disclosure statement is being filed within three (3) months of the filing date of this application.
- [] This information disclosure statement is being filed within three (3) months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application.
- [X] To the best of Applicant(s) knowledge, this information disclosure statement is being filed before the date of mailing of a first Office Action on the merits in connection with this case.
- [] Enclosed herewith is a certificate under 37 C.F.R. § 1.97(e)(1).
- [] Enclosed herewith is a petition under 37 C.F.R. § 1.97(d)(ii).
 [] Enclosed by check is the petition fee of \$130.00. (37 C.F.R. §1.17(i)(1))
 - [] Please charge the \$130.00 petition fee to Deposit Account No. 50-2140.
- [] Enclosed by check is the \$180.00 fee required by 37 C.F.R. § 1.17(p).
- Please charge the \$180.00 fee required by 37 C.F.R. §1.17(p) to Deposit Account No. 50-2140.
- [X] Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. §1.16 and/or §1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s) to

Deposit Account <u>50-2140</u>. Also, in the event any extensions of time for responding and/or a petition under 37 C.F.R. §1.17(i)(i) are required for the pending application(s), please treat this paper as a petition to extend the time and/or enter this Information Disclosure Statement as required and charge Deposit Account No. <u>50-2140</u> therefor. TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.

The claims of the application as now presented are believed to be patentably distinguish over the prior art and to be in condition for allowance. Early and favorable consideration of this application are respectfully requested.

Respectfully submitted,

David M. Carter

Reg. No. 30,949

Attorney for Applicant(s)

CARTER, DELUCA, FARRELL & SCHMIDT, LLP 445 Broad Hollow Road Suite 225 Melville, New York 11747

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Sheet of Form PTO-1449 Docket Number **Application Number** INFORMATION DISCLOSURE CITATION 1177-11 (24149-10) 09/669,312 IN AN APPLICATION Applicant Eilaz Babaev (Use several sheets if necessary) Filing Date **Group Art Number** September 25, 2000 3764 U.S. PATENT DOCUMENTS Examiner Document Filing Date Initial Number Date Name Class Subclass if Appropriate 3,275,059 09/27/66 McCullough 3,392,916 07/16/68 Engstrom et al. 3,860,173 01/14/75 Sata 4,052,004 10/04/77 Martin et al. 4,085,893 04/25/78 Durley, III 4,153,201 05/08/79 Berger et al. 4,251,031 02/17/81 Martin et al. 4,294,407 10/13/81 Reichl et al. 4,301,968 11/24/81 Berger et al. 4,352,459 10//82 Berger et al. 4,428,531 01/31/84 Martin 4,466,571 08/21/84 Muhlbauer 4,530,360 07/23/85 **Duarte** 4,541,564 09/17/85 Berger et al. 4,619,400 10/28/86 Van Der Burgt 4,642,581 02/10/87 Erickson 4,655,393 04/07/87 Berger FOREIGN PATENT DOCUMENTS

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0 437 155 B1	20/02/90	EPO				

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Examiner

Radiation in Surgery and Therapy - Critical Reviews in Biomedical Engineering; 2001; pgs. 502-519

Examiner: Initial if citation considered, whether or nor citation is in conformance with MPEP §609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

Form PTO-1449

Sheet

2 of
Application Number

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INFORMATION DISCLOSURE CITATION IN AN APPLICATION

1177-11 (24149-10)

09/669,312

Applicant

Eilaz Babaev

(Use several sheets if necessary)

Filing Date

Docket Number

Group Art Number

September 25, 2000

3764

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OTHER DOCUMENTS

Examiner

Date Considered

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Sheet 3 of Form PTO-1449 Docket Number Application Number **INFORMATION DISCLOSURE CITATION** 1177-11 (24149-10) 09/669,312 IN AN APPLICATION Applicant Eilaz Babaev (Use several sheets if necessary) Filing Date **Group Art Number** September 25, 2000 3764 U.S. PATENT DOCUMENTS Examiner Document Filing Date Initial Number Date Name Class Subclass if Appropriate 5,104,042 04/14/92 McKown 5,115,805 05/26/92 Bommannan et al. 5,163,433 11/17/92 Kagawa et al. 5,172,692 12/22/92 Kulow et al. 5,186,162 02/16/93 Talish et al. 5,197,946 03/30/93 Tachibana 5,211,160 05/18/93 Talish et al. 5,231,975 08/03/93 Bommannan et al. 5,269,291 12/14/93 Carter 5,315,998 05/31/94 Tachibana et al. 5,316,000 05/31/94 Chapelon et al. 5,318,014 06/07/94 Carter 5,323,769 06/28/94 Bommannan et al. 5,324,255 06/28/94 Passafaro et al. 5,345,940 09/13/94 Seward et al. 5,347,998 09/20/94 Hodson et al. 5,362,309 11/08/94 Carter FOREIGN PATENT DOCUMENTS Document Translation Number Date Country Class Subclass Yes No WO 96/35383 14/11/96 **WIPO** OTHER DOCUMENTS Examiner Date Considered Examiner: Initial if citation considered, whether or nor citation is in conformance with MPEP §609; Draw line through

citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

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Sheet 5 of Form PTO-1449 Docket Number Application Number INFORMATION DISCLOSURE CITATION 1177-11 (24149-10) 09/669,312 IN AN APPLICATION Applicant Eilaz Babaev (Use several sheets if necessary) Filing Date **Group Art Number** September 25, 2000 3764 U.S. PATENT DOCUMENTS Examiner Document Filing Date Initial Number Date Name Class Subclass if Appropriate 5,658,323 08/19/97 Miller 5,699,805 12/23/97 Seward et al. 5,707,402 01/13/98 Heim 5,707,403 01/13/98 Grove et al. 5,735,811 04/07/98 Brisken 5,743,863 04/28/98 Chapelon 5,752,924 05/19/98 Kaufman et al. 5,762,616 06/09/98 Talish 5,730,705 03/24/98 Talish et al. 5,835,678 11/10/98 Li et al. 5,843,139 12/01/98 Goedeke et al. 5,879,314 03/09/99 Peterson et al. 5,879,364 03/09/99 Bromfield et al. 5,882,302 03/16/99 Driscoll, Jr. et al. 5,894,841 04/20/99 Voges 5,947,921 09/07/99 Johnson et al. 5,960,792 10/05/99 Lloyd et al. FOREIGN PATENT DOCUMENTS Document Translation Number Date Country Class Subclass Yes No OTHER DOCUMENTS **Examiner** Date Considered Examiner: Initial if citation considered, whether or nor citation is in conformance with MPEP §609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

Sheet 6 of Form PTO-1449 Docket Number Application Number INFORMATION DISCLOSURE CITATION 1177-11 (24149-10) 09/669,312 IN AN APPLICATION **Applicant** Eilaz Babaev (Use several sheets if necessary) Filing Date Group Art Number September 25, 2000 3764 U.S. PATENT DOCUMENTS **Examiner** Document Filing Date Initial Number Date Name Class Subclass if Appropriate 5,989,245 11/23/99 Prescott 6,001,069 12/14/99 Tachibana et al. 6,014,970 01/18/00 Irvi et al. 6,024,718 02/15/00 Chen et al. 6,026,808 02/22/00 Armer et al. 6,027,495 02/22/00 Miller 6,061,597 05/09/00 Rieman et al. 6,076,519 06/20/00 **Johnson** 6,083,159 07/04/00 Driscoll, Jr. et al. 6,095,141 08/01/00 Armer et al. 6,098,620 08/08/00 Lloyd et al. 6,102,298 08/15/00 Bush et al. 6,106,547 08/22/00 Huei-Jung 6,113,558 09/05/00 Rosenschein et al. 6,113,570 09/05/00 Siegel et al. 6,158,431 12/12/00 Poole 6,176,839 B1 01/23/01 DeLuis et al. FOREIGN PATENT DOCUMENTS Document Translation Number Date Country Class Subclass Yes No OTHER DOCUMENTS Examiner Date Considered Examiner: Initial if citation considered, whether or nor citation is in conformance with MPEP §609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

Sheet of 7 Form PTO-1449 Docket Number Application Number INFORMATION DISCLOSURE CITATION 1177-11 (24149-10) 09/669,312 IN AN APPLICATION Applicant Eilaz Babaev (Use several sheets if necessary) Filing Date Group Art Number September 25, 2000 3764 **U.S. PATENT DOCUMENTS** Examiner Document Filing Date Initial Number Date Name Class Subclass if Appropriate 6,186,963 B1 02/13/01 Schwarze et al. 6,190,336 B1 02/20/01 Duarte et al. 6,206,842 B1 03/27/01 Tu et al. 6,206,843 B1 03/27/01 lger et al. 6,231,528 B1 05/15/01 Kaufman et al. 6,273,864 B1 08/14/01 Duarte et al. 6,321,109 B2 11/20/01 Ben-Haim et al. 6,322,527 B1 11/27/01 Talish 6,325,769 B1 12/04/01 Klopotek FOREIGN PATENT DOCUMENTS Document Translation Number Date Country Class Subclass Yes No OTHER DOCUMENTS **Examiner Date Considered** Examiner: Initial if citation considered, whether or nor citation is in conformance with MPEP §609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.